

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: 10/30/13
DATE FILED: 10/30/13

WNET, THIRTEEN, FOX TELEVISION
STATIONS, INC., TWENTIETH CENTURY
FOX FILM CORPORATION, WPIX, INC.,
UNIVISION TELEVISION GROUP, INC.,
THE UNIVISION NETWORK LIMITED
PARTNERSHIP, and PUBLIC
BROADCASTING SERVICE,

Plaintiffs,

v.

AEREO, INC. f/k/a BAMBOOM LABS, INC.,

Defendant.

AMERICAN BROADCASTING
COMPANIES, INC., DISNEY ENTERPRISES,
INC., CBS BROADCASTING INC., CBS
STUDIOS INC., NBCUNIVERSAL MEDIA,
LLC, NBC STUDIOS, LLC, UNIVERSAL
NETWORK TELEVISION, LLC,
TELEMUNDO NETWORK GROUP LLC,
WNJU-TV BROADCASTING LLC,

Plaintiffs,

v.

AEREO, INC.,

Defendant.

Case No. 12-Civ-1540 (AJN)
(consolidated)

1543
Case No. 12-Civ-1540 (AJN)

STIPULATION
+
ORDER

STIPULATION

This is a stipulation between the WNET Plaintiffs and the ABC Plaintiffs (collectively "Plaintiffs") on the one hand and Aereo, Inc. ("Defendant," and collectively with Plaintiffs, the "Parties"). The Parties have conferred about the Court's June 12, 2013 Order [Dkt. No. 212] and the Court's July 3, 2013 Order [Dkt. No. 227] and set forth below the following agreement to the following proposed schedule, subject to the Court's approval.

WHEREAS the Court issues an Order on June 12 [Dkt. No. 212], providing the following case management dates:

- a. All fact discovery shall be completed by August 14, 2013. Plaintiffs shall complete their document productions by June 14, 2013.
- b. Plaintiffs shall make all disclosures required by Federal Rule of Civil Procedure 26(a)(2) no later than September 16, 2013.
- c. Defendant shall make all disclosures required by Federal Rule of Civil Procedure 26(a)(2) no later than October 15, 2013.
- d. All expert witness depositions shall be completed no later than November 14, 2013.
- e. Dispositive motions, if any, shall be served and filed no later than December 16, 2013.

WHEREAS the Court issued a subsequent Order on July 3 [Dkt. No. 227], changing the date for the completion of all discovery to October 30, 2013.

WHEREAS Plaintiffs and Defendant have conferred about the impact of the continuation of the fact discovery cut-off in the Court's July 3 Order [Dkt. No. 227] on the other case management dates set forth in the Court's June 12 Order [Dkt. No. 212] and propose the case

management dates set forth below which maintains the October 30, 2013 fact discovery cut off while providing other specific case management dates.

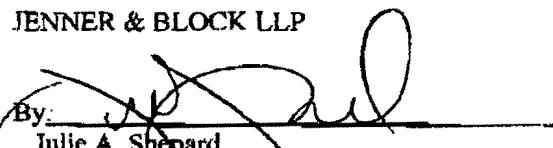
THEREFORE, IT IS HEREBY STIPULATED AND AGREED by all Parties, subject to the Court's approval, as follows:¹

- a. All fact discovery shall be completed by October 30, 2013 as per this Court's July 3 Order [Dkt. No. 227].
- b. Plaintiffs shall make all disclosures required by Federal Rule of Civil Procedure 26(a)(2) no later than November 18, 2013.
- c. Defendant shall make all disclosures required by Federal Rule of Civil Procedure 26(a)(2) no later than December 20, 2013.
- d. All expert witness depositions shall be completed no later than February 3, 2014.
- e. Dispositive motions, if any, shall be served and filed no later than February 14, 2014.
- f. Pretrial order and pretrial submissions shall be served and filed no later than March 17, 2014, or 30 days after the Court rules on any dispositive motions that are filed, whichever is later.

IT IS SO STIPULATED.

DATED: September 20, 2013

JENNER & BLOCK LLP


By: 
Julie A. Shepard
JENNER & BLOCK LLP
633 West 5th Street, Suite 3600
Los Angeles, CA 90071-2054

¹ There are currently several motions pending before the Court, the resolution of which may affect the schedules for both fact and expert discovery.

2013-10-30 10:07 JENNER & BLOCK

2152595799

10/30/2013 11:11

Telephone (213) 239-5100
Facsimile (213) 239-5199

Attorneys for *WNET, THIRTEEN, Fox Television Stations, Inc., Twentieth Century Fox Film Corporation, WPIX LLC, Univision Television Group, Inc., The Univision Network Limited Partnership, and Public Broadcasting Service*

DATED: September 20, 2013

WINSTON & STRAWN LLP

By: Michael Elkin (w/ permission JAS)
Michael Elkin
200 Park Avenue
New York, NY 10166
Telephone (212) 294-6700
Facsimile (212) 294-4700
melkin@winston.com

Attorneys for *Aereo, Inc.*

DATED: September 20, 2013

DEBEVOISE & PLIMPTON LLP

By: Bruce P. Keller
Bruce P. Keller
DEBEVOISE & PLIMPTON LLP
919 Third Avenue
New York, NY 10022
Telephone (212) 909-6000
Facsimile (212) 909-6836
bpkeller@debevoise.com

Attorneys for *American Broadcasting Companies, Inc., Disney Enterprises, Inc., CBS Broadcasting Inc., CBS Studios Inc., NBCUniversal Media, LLC, NBC Studios, LLC, Universal Network Television, LLC, Telemundo Network Group LLC, and WNJU-TV Broadcasting LLC*

SO ORDERED

Henry Pitman
HENRY PITMAN
UNITED STATES MAGISTRATE JUDGE

10-30-13

- 4 -

STIPULATION CONCERNING DISCOVERY AND CASE MANAGEMENT DATES

2230419.2